

## **REMARKS**

### **Restriction**

Applicants thank the Examiner for extending the search to the full scope of T.

However, applicants respectfully request that the search be continued as no prior art was found. MPEP 803.02 allows for the termination of the search “[i]f prior art is then found that anticipates or renders obvious the Markush-type claim with respect to a nonelected species, the Markush-type claim shall be rejected and claims to the nonelected species held withdrawn from further consideration.” Rejections under sections 112 do not provide basis for ending the search.

Regarding the withdrawn method/process claims, applicants bring the attention of the Examiner to MPEP § 821.04, Rejoinder, which states that “if the elected invention is directed to the product and the claims directed to the product are subsequently found patentable, process claims [both process of making and using] which either depend from or include all the limitations of the allowable product will be rejoined.” If the restriction requirement is maintained at this point, rejoinder of the non-elected claims is respectfully requested at the proper time in accord with the rejoinder provisions of the MPEP.

### **Specification**

Applicants respectfully decline to change the specification to follow the suggested guidelines.

### **The Rejection Under 35 USC § 112, first and second paragraphs**

Applicants respectfully disagree with these rejections, but to advance this application to an expeditious allowance amended the claims, thereby rendering these rejections moot.

The Commissioner is hereby authorized to charge any fees associated with this response or credit any overpayment to Deposit Account No. 13-3402.

Respectfully submitted,

/Csaba Henter/

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Date: October 9, 2008